



## INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

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<b>(21) International Application Number:</b> PCT/US92/05242 <b>(22) International Filing Date:</b> 26 June 1992 (26.06.92)  <b>(30) Priority data:</b> 724,509 28 June 1991 (28.06.91) US 741,244 26 July 1991 (26.07.91) US  <b>(71) Applicant:</b> THE REGENTS OF THE UNIVERSITY OF MICHIGAN [US/US]; 475 East Jefferson Street, Room 2354, Ann Arbor, MI 48109-1248 (US). <b>(72) Inventors:</b> NABEL, Elizabeth, G. ; NABEL, Gary, J. ; 3390 Andover Road, Ann Arbor, MI 48105 (US). <b>(74) Agents:</b> GNUSE, Robert, F. et al.; Oblon, Spivak, McClelland, Maier & Neustadt, Fourth Floor, 1755 South Jefferson Davis Highway, Arlington, VA 22202 (US).		<b>(81) Designated States:</b> CA, JP, European patent (AT, BE, CH, DE, DK, ES, FR, GB, GR, IT, LU, MC, NL, SE).  <b>Published</b> <i>With international search report.</i>  <div style="text-align: right;"><b>RECEIVED</b> FEB 15 2001 TECHNOLOGY CENTER</div>
<b>(54) Title:</b> TREATMENT OF DISEASES BY SITE-SPECIFIC INSTILLATION OF CELLS OR SITE-SPECIFIC TRANSFORMATION OF CELLS AND KITS THEREFOR  <b>(57) Abstract</b>  A method for the direct treatment towards the specific sites of a disease is disclosed. This method is based on the delivery of proteins by catheterization to discrete blood vessel segments using genetically modified or normal cells or other vector systems. Endothelial cells expressing recombinant therapeutic agent or diagnostic proteins are situated on the walls of the blood vessel or in the tissue perfused by the vessel in a patient. This technique provides for the transfer of cells or vectors and expression of recombinant genes <i>in vivo</i> and allows the introduction of proteins of therapeutic or diagnostic value for the treatment of diseases.		

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DescriptionTreatment of Diseases by Site-Specific  
Instillation of Cells or Site-Specific  
Transformation of Cells and Kits Therefor

5           This is a continuation-in-part of U.S. Patent Application Serial No. 07/724,509, filed on June 28, 1991, which is a continuation-in-part of U.S. Patent Application Serial No. 07/331,336, filed on March 31, 1989, now abandoned.

10   Technical Field

          The present invention relates to the treatment of diseases by the site-specific instillation or transformation of cells and kits therefor. The present invention also relates to a method for modulating the  
15   immune system of an animal by the *in vivo* introduction of recombinant genes.

Background Art

          The effective treatment of many acquired and inherited diseases remains a major challenge to modern medicine. The  
20   ability to deliver therapeutic agents to specific sites in vivo would be an asset in the treatment of, e.g., localized diseases. In addition the ability to cause a therapeutic agent to perfuse through the circulatory system would be effective for the treatment of, e.g., inherited diseases  
25   and acquired diseases or cancers.

          For example, it would be desirable to administer in a steady fashion an antitumor agent or toxin in close proximity to a tumor. Similarly, it would be desirable to cause a perfusion of, e.g., insulin in the blood of a  
30   person suffering from diabetes. However, for many

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therapeutic agents there is no satisfactory method of either site-specific or systemic administration.

In addition, for many diseases, it would be desirable to cause, either locally or systemically, the expression of a defective endogenous gene, the expression of a exogenous gene, or the suppression of an endogenous gene. Again, these remain unrealized goals.

In particular, the pathogenesis of atherosclerosis is characterized by three fundamental biological processes. These are: 1) proliferation of intimal smooth muscle cells together with accumulated macrophages; 2) formation by the proliferated smooth muscle cells of large amounts of connective tissue matrix; and 3) accumulation of lipid, principally in the form of cholesterol esters and free cholesterol, within cells as well as in surrounding connective tissue.

Endothelial cell injury is an initiating event and is manifested by interference with the permeability barrier of the endothelium, alterations in the nonthrombogenic properties of the endothelial surface, and promotion of procoagulant properties of the endothelium. Monocytes migrate between endothelial cells, become active as scavenger cells, and differentiate into macrophages.

Macrophages then synthesize and secrete growth factors including platelet derived growth factor (PDGF), fibroblast growth factor (FGF), epidermal growth factor (EGF), and transforming growth factor alpha (TGF- $\alpha$ ). These growth factors are extremely potent in stimulating the migration and proliferation of fibroblasts and smooth muscle cells in the atherosclerotic plaque. In addition, platelets may interact with the injured endothelial cell and the

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activated macrophage to potentiate the elaboration of growth factors and thrombus formation.

Two major problems in the clinical management of coronary artery disease include thrombus formation in acute myocardial ischemia and restenosis following coronary angioplasty (PTCA). Both involve common cellular events, including endothelial injury and release of potent growth factors by activated macrophages and platelets. Coronary angioplasty produces fracturing of the atherosclerotic plaque and removal of the endothelium. This vascular trauma promotes platelet aggregation and thrombus formation at the PTCA site. Further release of mitogens from platelets and macrophages, smooth muscle cell proliferation and monocyte infiltration result in restenosis.

Empiric therapy with antiplatelet drugs has not prevented this problem, which occurs in one-third of patients undergoing PTCA. A solution to restenosis is to prevent platelet aggregation, thrombus formation, and smooth muscle cell proliferation.

Thrombus formation is also a critical cellular event in the transition from stable to unstable coronary syndromes. The pathogenesis most likely involves acute endothelial cell injury and or plaque rupture, promoting dysfunction of endothelial cell attachment, and leading to the exposure of underlying macrophage foam cells. This permits the opportunity for circulating platelets to adhere, aggregate, and form thrombi.

The intravenous administration of thrombolytic agents, such as tissue plasminogen activator (tPA) results in lysis of thrombus in approximately 70% of patients experiencing an acute myocardial infarction. Nonetheless, approximately

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30% of patients fail to reperfuse, and of those patients who undergo initial reperfusion of the infarct related artery, approximately 25% experience recurrent thrombosis within 24 hours. Therefore, an effective therapy for  
5 rethrombosis remains a major therapeutic challenge facing the medical community today.

As noted above, an effective therapy for rethrombosis is by far not the only major therapeutic challenge existing today. Others include the treatment of other ischemic  
10 conditions, including unstable angina, myocardial infarction or chronic tissue ischemia, or even the treatment of acquired and inherited diseases or cancers. These might be treated by the effective administration of anticoagulants, vasodilatory, angiogenic, growth factors or  
15 growth inhibitors to a patient. Thus, there remains a strongly felt need for an effective therapy in all of these clinical settings.

In addition, it is desirable to be able to modulate the immune system of an animal. In particular, much effort  
20 has been directed toward the development of vaccines to provide immunological protection from infection. However, the development of safe vaccines which can be readily administered to large numbers of patients is problematic, and for many diseases, such as, e.g., AIDS, no safe and  
25 effective vaccine is as yet available. Further, it is also sometimes desirable to specifically suppress an animals immune response to prevent rejection of a transplant. Efforts to suppress transplant rejection have resulted in the development of drugs which result in a general  
30 suppression of the immune response, rather than specific suppression to transplantation antigens, and such drugs are not always effective. Thus, there remains a need for a method to modulate the immune system of an animal.

Disclosure of the Invention

Accordingly, one object of the present invention is to provide a novel method for the site-specific administration of a therapeutic agent.

- 5        It is another object of the present invention to provide a method for the perfusion of a therapeutic agent in the blood stream of a patient.

- 10       It is another object of the present invention to provide a method for causing the expression of an exogenous gene in a patient.

It is another object of the present invention to provide a method for causing the expression of a defective endogenous gene in a patient.

- 15       It is another object of the present invention to provide a method for suppressing the expression of an endogenous gene in a patient.

It is another object of the present invention to provide a method for site-specifically replacing damaged cells in a patient.

- 20       It is another object of the present invention to provide a method for the treatment of a disease by causing either the site-specific administration of a therapeutic agent or the perfusion of a therapeutic agent in the bloodstream of a patient.

- 25       It is another object of the present invention to provide a method for the treatment of a disease by causing either the expression of an exogenous gene, the expression

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of a defective endogenous gene, or the suppression of the expression of an endogenous gene in a patient.

It is another object of the present invention to provide a method for the treatment of a disease by  
5 site-specifically replacing damaged cells in a patient.

It is another object of the present invention to provide a kit for site-specifically instilling normal or transformed cells in a patient.

It is another object of the present invention to  
10 provide a kit for site-specifically transforming cells in vivo.

It is another object of the present invention to provide a method for modulating the immune system of an animal.

15 It is another object of the present invention to provide a method for modulating the immune system of an animal to sensitize the animal to a foreign molecule.

It is another object of the present invention to provide a method to stimulate the immune system of an  
20 animal to reject proteins in order to protect against infection by a microorganism or virus.

It is another object of the present invention to provide a method for modulating the immune system of an animal to tolerize the animal to a foreign molecule.

25 It is another object of the present invention to provide a method for modulating the immune system of an animal to reduce the tendency to reject a transplant.



It is another object of the present invention to provide a novel kit for transforming cells by systemic administration in vivo.

These and other objects of this invention which will become apparent during the course of the following detailed description of the invention have been discovered by the inventors to be achieved by (a) a method which comprises either (i) site-specific instillation of either normal (untransformed) or transformed cells in a patient or (ii) site-specific transformation of cells in a patient and (b) a kit which contains a catheter for (i) site-specific instillation of either normal or transformed cells or (ii) site-specific transformation of cells.

Site-specific instillation of normal cells can be used to replace damaged cells, while instillation of transformed cells can be used to cause the expression of either a defective endogenous gene or an exogenous gene or the suppression of an endogenous gene product. Instillation of cells in the walls of the patient's blood vessels can be used to cause the steady perfusion of a therapeutic agent in the blood stream.

The inventors have also discovered that by transforming cells of an animal, in vivo, it is possible to modulate the animal's immune system. In particular, by transforming cells of an animal, with a recombinant gene, by site-specific or systemic administration it is possible to modulate the animal's immune system to sensitize the animal to the molecule for which the recombinant gene encodes. Alternatively, by transforming cells of an animal with a recombinant gene, specifically at a site which determines the specificity of the immune system, such as, e.g., the thymus, it is possible to modulate the immune

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system of an animal to suppress the immune response to the molecule encoded by the recombinant gene.

#### Brief Description of the Drawings

5 A more complete appreciation of the invention and many of the attendant advantages thereof will be readily obtained as the same become better understood by reference to the following detailed description when considered in connection with the accompanying figures, wherein:

10 FIGURES 1 and 2 illustrate the use of a catheter in accordance with the invention to surgically or percutaneously implant cells in a blood vessel or to transform in vivo cells present on the wall of a patient's blood vessel;

15 FIGURE 3 illustrates the relationship between the % of target cell lysis and the effector:target ratio for CTL cells; and

FIGURE 4 illustrates the results of a Western blot analysis.

#### Best Mode for Carrying Out the Invention

20

Thus, in one embodiment, the present invention is used to treat diseases, such as inherited diseases, systemic diseases, diseases of the cardiovascular system, diseases of particular organs, or tumors by instilling normal or  
25 transformed cells or by transforming cells.

The cells which may be instilled in the present method include endothelium, smooth muscle, fibroblasts, monocytes, macrophages, and parenchymal cells. These cells may

produce proteins which may have a therapeutic or diagnostic effect and which may be naturally occurring or arise from recombinant genetic material.

Referring now to the figures, wherein like reference numerals designate identical or corresponding parts throughout the several views, and more particularly to FIGURE 1 thereof, this figure illustrates the practice of the present invention with a catheter having a design as disclosed in U.S. Patent 4,636,195, which is hereby incorporated by reference. This catheter may be used to provide normal or genetically altered cells on the walls of a vessel or to introduce vectors for the local transformation of cells. In the figure, 5 is the wall of the blood vessel. The figure shows the catheter body 4 held in place by the inflation of inflatable balloon means 1 and 2. The section of the catheter body 4 situated between balloon means 1 and 2 is equipped with instillation port means 3. The catheter may be further equipped with a guidewire means 6. FIGURE 2 illustrates the use of a similar catheter, distinguished from the catheter illustrated in Figure 1 by the fact that it is equipped with only a single inflatable balloon means 2 and a plurality of instillation port means 3. This catheter may contain up to twelve individual instillation port means 3, with five being illustrated.

In the case of delivery to an organ, the catheter may be introduced into the major artery supplying the tissue. Cells containing recombinant genes or vectors can be introduced through a central instillation port after temporary occlusion of the arterial circulation. In this way, cells or vector DNA may be delivered to a large amount of parenchymal tissue distributed through the capillary circulation. Recombinant genes can also be introduced into

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the vasculature using the double balloon catheter technique in the arterial circulation proximal to the target organ. In this way, the recombinant genes may be secreted directly into the circulation which perfuse the involved tissue or  
5 may be synthesized directly within the organ.

In one embodiment, the therapeutic agents are secreted by vascular cells supplying specific organs affected by the disease. For example, ischemic cardiomyopathy may be treated by introducing angiogenic factors into the coronary  
10 circulation. This approach may also be used for peripheral, vascular or cerebrovascular diseases where angiogenic factors may improve circulation to the brain or other tissues. Diabetes mellitus may be treated by  
15 introduction of glucose-responsive insulin secreting cells in the portal circulation where the liver normally sees a higher insulin concentration than other tissues.

In addition to providing local concentrations of therapeutic agents, the present method may also be used for delivery of recombinant genes to parenchymal tissues,  
20 because high concentrations of viral vector and other vectors can be delivered to a specific circulation. Using this approach, deficiencies of organ-specific proteins may also be treated. For example, in the liver,  $\alpha$ -antitrypsin inhibitor deficiency or hypercholesterolemia may be  
25 treated by introduction of  $\alpha$ -antitrypsin or the LDL receptor gene. In addition, this approach may be used for the treatment of a malignancy. Secretion of specific recombinant toxin genes into the circulation of  
30 inoperable-tumors provides a therapeutic effect. Examples include acoustic neuromas or certain hemangiomas which are otherwise unresurrectable.

In clinical settings, these therapeutic recombinant

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genes are introduced in cells supplying the circulation of the involved organ. Although the arterial and capillary circulations are the preferred locations for introduction of these cells, venous systems are also suitable.

5           In its application to the treatment of local vascular damage the present invention provides for the expression of proteins which ameliorate this condition in situ. In one embodiment, because vascular cells are found at these sites, they are used as carriers to convey the therapeutic  
10 agents.

          The invention thus, in one of its aspects, relies on genetic alteration of endothelial and other vascular cells or somatic cell gene therapy, for transmitting therapeutic agents (i.e., proteins, growth factors) to the localized  
15 region of vessel injury. To successfully use gene transplantation in the cells, four requirements must be fulfilled. First, the gene which is to be implanted into the cell must be identified and isolated. Second, the gene to be expressed must be cloned and available for genetic  
20 manipulation. Third, the gene must be introduced into the cell in a form that will be expressed or functional. Fourth, the genetically altered cells must be situated in the vascular region where it is needed.

          In accordance with the present invention the altered  
25 cells or appropriate vector may be surgically, percutaneously, or intravenously introduced and attached to a section of a patient's vessel wall. Alternatively, some of the cells existing on the patient's vessel wall are transformed with the desired genetic material or by  
30 directly applying the vector. In some instances, vascular cells which are not genetically modified can be introduced by these methods to replace cells lost or damaged on the

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vessel surface.

Any blood vessel may be treated in accordance with this invention; that is, arteries, veins, and capillaries. These blood vessels may be in or near any organ in the  
5 human, or mammalian, body.

Introduction of normal or genetically altered cells into a blood vessel:

This embodiment of the invention may be illustrated as follows:

- 10 I. Establishment of endothelial or other vascular cells in tissue culture.

Initially, a cell line is established and stored in liquid nitrogen. Prior to cryopreservation, an aliquot is taken for infection or transfection with a vector, viral or  
15 otherwise, containing the desired genetic material.

Endothelial or other vascular cells may be derived enzymatically from a segment of a blood vessel, using techniques previously described in J.W. Ford, et al., In Vitro, 17, 40 (1981). The vessel is excised, inverted over  
20 a stainless steel rod and incubated in 0.1% trypsin in  $\text{Ca}^{++}$ - and  $\text{Mg}^{++}$ - free Hank's balanced salt solution (BSS) with 0.125% EDTA at pH 8 for 10 min at 37°C.

Cells ( $0.4$  to  $1.5 \times 10^6$ ) are collected by centrifugation and resuspended in medium 199 (GIBCO)  
25 containing 10% fetal bovine serum, endothelial cell growth supplement (ECGS, Collaborative Research, Waltham, MA) at 25  $\mu\text{g/ml}$ , heparin at 15 U/ml, and gentamicin (50  $\mu\text{g/ml}$ ). Cells are added to a 75  $\text{cm}^2$  tissue culture flask precoated

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with gelatin (2 mg/ml in distilled water). Cells are fed every second day in the above medium until they reach confluence.

After two weeks in culture, the ECGS and heparin may  
5 be omitted from the medium when culturing porcine  
endothelium. If vascular smooth muscle cells or  
fibroblasts are desired the heparin and ECGS can be omitted  
entirely from the culturing procedure. Aliquots of cells  
are stored in liquid nitrogen by resuspending to  
10 approximately  $10^6$  cells in 0.5 ml of ice cold fetal calf  
serum on ice. An equal volume of ice cold fetal calf serum  
containing 10% DMSO is added, and cells are transferred to  
a prechilled screw cap Corning freezing tube. These cells  
are transferred to a  $-70^{\circ}\text{C}$  freezer for 3 hours before long  
15 term storage in liquid nitrogen.

The cells are then infected with a vector containing  
the desired genetic material.

II. Introduction of cells expressing normal or exogenous  
proteins into the vasculature.

20 A. Introduction of cells expressing relevant proteins  
by catheterization.

The patient is prepared for catheterization either by  
surgery or percutaneously, observing strict adherence to  
sterile techniques. A cutdown procedure is performed over  
25 the target blood vessel or a needle is inserted into the  
target blood vessel after appropriate anesthesia. The  
vessel (5) is punctured and a catheter, such as described  
in U.S. Patent 4,636,195, which is hereby incorporated by  
reference (available from USCI, Billerica, MA) is advanced  
30 by guidewire means (6) under fluoroscopic guidance, if

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necessary, into the vessel (5) (Figure 1). This catheter means (4) is designed to introduce infected endothelial cells into a discrete region of the artery. The catheter has a proximal and distal balloon means (2) and (1),  
5 respectively, (e.g., each balloon means may be about 3 mm in length and about 4 mm in width), with a length of catheter means between the balloons. The length of catheter means between the balloons has a port means connected to an instillation port means (3). When the  
10 proximal and distal balloons are inflated, a central space is created in the vessel, allowing for instillation of infected cells through the port.

A region of the blood vessel is identified by anatomical landmarks and the proximal balloon means (2) is  
15 inflated to denude the endothelium by mechanical trauma (e.g., by forceful passage of a partially inflated balloon catheter within the vessel) or by mechanical trauma in combination with small amounts of a proteolytic enzyme such as dispase, trypsin, collagenase, papain, pepsin,  
20 chymotrypsin or cathepsin, or by incubation with these proteolytic enzymes alone. In addition to proteolytic enzymes, lipases may be used. The region of the blood vessel may also be denuded by treatment with a mild detergent or the like, such as NP-40, Triton X100,  
25 deoxycholate, or SDS.

The denudation conditions are adjusted to achieve essentially complete loss of endothelium for cell transfers or approximately 20 to 90%, preferably 50 to 75%, loss of cells from the vessel wall for direct infection. In some  
30 instances cell removal may not be necessary. The catheter is then advanced so that the instillation port means (3) is placed in the region of denuded endothelium. Infected, transfected or normal cells are then instilled into the



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discrete section of artery over thirty minutes. If the blood vessel is perfusing an organ which can tolerate some ischemia, e.g., skeletal muscle, distal perfusion is not a major problem, but can be restored by an external shunt if necessary, or by using a catheter which allows distal perfusion. After instillation of the infected endothelial cells, the balloon catheter is removed, and the arterial puncture site and local skin incision are repaired. If distal perfusion is necessary, an alternative catheter designed to allow distal perfusion may be used.

B. Introduction of recombinant genes directly into cells on the wall of a blood vessel or perfused by a specific circulation in vivo; infection or transfection of cells on the vessel wall and organs.

Surgical techniques are used as described above. Instead of using infected cells, a high titer desired genetic material transducing viral vector ( $10^5$  to  $10^6$  particles/ml) or DNA complexed to a delivery vector is directly instilled into the vessel wall using the double balloon catheter technique. This vector is instilled in medium containing serum and polybrene ( $10 \mu\text{g/ml}$ ) to enhance the efficiency of infection. After incubation in the dead space created by the catheter for an adequate period of time (0.2 to 2 hours or greater), this medium is evacuated, gently washed with phosphate-buffered saline, and arterial circulation is restored. Similar protocols are used for post operative recovery.

The vessel surface can be prepared by mechanical denudation alone, in combination with small amounts of proteolytic enzymes such as dispase, trypsin, collagenase or cathepsin, or by incubation with these proteolytic enzymes alone. The denudation conditions are adjusted to

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achieve the appropriate loss of cells from the vessel wall.

Viral vector or DNA-vector complex is instilled in Dulbecco's modified Eagle's medium using purified virus or complexes containing autologous serum, and adhesive  
5 molecules such as polybrene (10  $\mu$ g/ml), poly-L-lysine, dextran sulfate, or any polycationic substance which is physiologically suitable, or a hybrid antibody directed against the envelope glycoprotein of the virus or the  
10 vector and the relevant target in the vessel wall or in the tissue perfused by the vessel to enhance the efficiency of infection by increasing adhesion of viral particles to the relevant target cells. The hybrid antibody directed against the envelope glycoprotein of the virus or the  
15 vector and the relevant target cell can be made by one of two methods. Antibodies directed against different epitopes can be chemically crosslinked (G. Jung, C.J. Honsik, R.A. Reisfeld, and H.J. Muller-Eberhard, Proc. Natl. Acad. Sci. USA, 83, 4479 (1986); U.D. Staerz, O. Kanagawa, and M.J. Bevan, Nature, 314, 628 (1985); and P.  
20 Perez, R.W. Hoffman, J.A. Titus, and D.M. Segal, J. Exp. Med., 163, 166 (1986)) or biologically coupled using hybrid hybridomas (U.D. Staerz and M.J. Bevan, Proc. Natl. Acad. Sci. USA, 83, 1453 (1986); and C. Milstein and A.C. Cuello, Nature, 305, 537 (1983)). After incubation in the central  
25 space of the catheter for 0.2 to 2 hours or more, the medium is evacuated, gently washed with phosphate buffered saline, and circulation restored.

Using a different catheter design (see Figure 2), a different protocol for instillation can also be used. This  
30 second approach involves the use of a single balloon means (2) catheter with multiple port means (3) which allow for high pressure delivery of the retrovirus into partially denuded arterial segments. The vessel surface is prepared

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as described above and defective vector is introduced using similar adhesive molecules. In this instance, the use of a high pressure delivery system serves to optimize the interaction of vectors with cells in adjacent vascular  
5 tissue.

The present invention also provides for the use of growth factors delivered locally by catheter or systemically to enhance the efficiency of infection. In addition to retroviral vectors, herpes virus, adenovirus,  
10 or other viral vectors are suitable vectors for the present technique.

It is also possible to transform cells within an organ or tissue. Direct transformation of organ or tissue cells may be accomplished by one of two methods. In a first  
15 method a high pressure transfection is used. The high pressure will cause the vector to migrate through the blood vessel walls into the surrounding tissue. In a second method, injection into a capillary bed, optionally after injury to allow leaking, gives rise to direct infection of  
20 the surrounding tissues.

The time required for the instillation of the vectors or cells will depend on the particular aspect of the invention being employed. Thus, for instilling cells or vectors in a blood vessel a suitable time would be from  
25 0.01 to 12 hrs, preferably 0.1 to 6 hrs, most preferably 0.2 to 2 hrs. Alternatively for high pressure instillation of vectors or cells, shorter times might be preferred.

Obtaining the cells used in this invention:

The term "genetic material" generally refers to DNA  
30 which codes for a protein. This term also encompasses RNA

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when used with an RNA virus or other vector based on RNA.

Transformation is the process by which cells have incorporated an exogenous gene by direct infection, transfection or other means of uptake.

5           The term "vector" is well understood and is synonymous with the often-used phrase "cloning vehicle". A vector is non-chromosomal double-stranded DNA comprising an intact replicon such that the vector is replicated when placed within a unicellular organism, for example by a process of transformation. Viral vectors include retroviruses,  
10           adenoviruses, herpesvirus, papovirus, or otherwise modified naturally occurring viruses. Vector also means a formulation of DNA with a chemical or substance which allows uptake by cells.

15           In another embodiment the present invention provides for inhibiting the expression of a gene. Four approaches may be utilized to accomplish this goal. These include the use of antisense agents, either synthetic oligonucleotides which are complementary to the mRNA (Maher III, L.J. and  
20           Dolnick, B.J. Arch. Biochem. Biophys., 253, 214-220 (1987) and Zamecnik, P.C., et al., Proc. Natl. Acad. Sci., 83, 4143-4146 (1986)), or the use of plasmids expressing the reverse complement of this gene (Izant, J.H. and Weintraub, H., Science, 229, 345-352, (1985); Cell, 36, 1077-1015  
25           (1984)). In addition, catalytic RNAs, called ribozymes, can specifically degrade RNA sequences (Uhlenbeck, O.C., Nature, 328, 596-600 (1987), Haseloff, J. and Gerlach, W.L., Nature, 334, 585-591 (1988)). The third approach involves "intracellular immunization", where analogues of  
30           intracellular proteins can interfere specifically with their function (Friedman, A.D., Triezenberg, S.J. and McKnight, S.L., Nature, 335, 452-454 (1988)), described in

detail below.

The first approaches may be used to specifically eliminate transcripts in cells. The loss of transcript may be confirmed by S1 nuclease analysis, and expression of binding protein determined using a functional assay. Single-stranded oligonucleotide analogues may be used to interfere with the processing or translation of the transcription factor mRNA. Briefly, synthetic oligonucleotides or thiol-derivative analogues (20-50 nucleotides) complementary to the coding strand of the target gene may be prepared. These antisense agents may be prepared against different regions of the mRNA. They are complementary to the 5' untranslated region, the translational initiation site and subsequent 20-50 base pairs, the central coding region, or the 3' untranslated region of the gene. The antisense agents may be incubated with cells transfected prior to activation. The efficacy of antisense competitors directed at different portions of the messenger RNA may be compared to determine whether specific regions may be more effective in preventing the expression of these genes.

RNA can also function in an autocatalytic fashion to cause autolysis or to specifically degrade complementary RNA sequences (Uhlenbeck, O.C., Nature, 328, 596-600 (1987), Haseloff, J. and Gerlach, W.L., Nature, 334, 585-591 (1988), and Hutchins, C.J., et al, Nucleic Acids Res., 14, 3627-3640 (1986)). The requirements for a successful RNA cleavage include a hammerhead structure with conserved RNA sequence at the region flanking this structure. Regions adjacent to this catalytic domain are made complementary to a specific RNA, thus targeting the ribozyme to specific cellular mRNAs. To inhibit the production of a specific target gene, the mRNA encoding

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this gene may be specifically degraded using ribozymes. Briefly, any GUG sequence within the RNA transcript can serve as a target for degradation by the ribozyme. These may be identified by DNA sequence analysis and GUG sites spanning the RNA transcript may be used for specific degradation. Sites in the 5' untranslated region, in the coding region, and in the 3' untranslated region may be targeted to determine whether one region is more efficient in degrading this transcript. Synthetic oligonucleotides encoding 20 base pairs of complementary sequence upstream of the GUG site, the hammerhead structure and ~20 base pairs of complementary sequence downstream of this site may be inserted at the relevant site in the cDNA. In this way, the ribozyme may be targeted to the same cellular compartment as the endogenous message. The ribozymes inserted downstream of specific enhancers, which give high level expression in specific cells may also be generated. These plasmids may be introduced into relevant target cells using electroporation and cotransfection with a neomycin resistant plasmid, pSV2-Neo or another selectable marker. The expression of these transcripts may be confirmed by Northern blot and S1 nuclease analysis. When confirmed, the expression of mRNA may be evaluated by S1 nuclease protection to determine whether expression of these transcripts reduces steady state levels of the target mRNA and the genes which it regulates. The level of protein may also be examined.

Genes may also be inhibited by preparing mutant transcripts lacking domains required for activation. Briefly, after the domain has been identified, a mutant form which is incapable of stimulating function is synthesized. This truncated gene product may be inserted downstream of the SV-40 enhancer in a plasmid containing the neomycin resistance gene (Mulligan, R. and Berg, P.,

Science, 209, 1422-1427 (1980) (in a separate transcription unit). This plasmid may be introduced into cells and selected using G418. The presence of the mutant form of this gene will be confirmed by S1 nuclease analysis and by immunoprecipitation. The function of the endogenous protein in these cells may be evaluated in two ways. First, the expression of the normal gene may be examined. Second, the known function of these proteins may be evaluated. In the event that this mutant intercellular interfering form is toxic to its host cell, it may be introduced on an inducible control element, such as metallothionein promoter. After the isolation of stable lines, cells may be incubated with Zn or Cd to express this gene. Its effect on host cells can then be evaluated.

Another approach to the inactivation of specific genes is to overexpress recombinant proteins which antagonize the expression or function of other activities. For example, if one wished to decrease expression of TPA (e.g., in a clinical setting of disseminate thrombolysis), one could overexpress plasminogen activator inhibitor.

Advances in biochemistry and molecular biology in recent years have led to the construction of "recombinant" vectors in which, for example, retroviruses and plasmids are made to contain exogenous RNA or DNA, respectively. In particular instances the recombinant vector can include heterologous RNA or DNA, by which is meant RNA or DNA that codes for a polypeptide ordinarily not produced by the organism susceptible to transformation by the recombinant vector. The production of recombinant RNA and DNA vectors is well understood and need not be described in detail. However, a brief description of this process is included here for reference.

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For example, a retrovirus or a plasmid vector can be cleaved to provide linear RNA or DNA having ligatable termini. These termini are bound to exogenous RNA or DNA having complementary like ligatable termini to provide a  
5 biologically functional recombinant RNA or DNA molecule having an intact replicon and a desired phenotypical property.

A variety of techniques are available for RNA and DNA recombination in which adjoining ends of separate RNA or  
10 DNA fragments are tailored to facilitate ligation.

The exogenous, i.e., donor, RNA or DNA used in the present invention is obtained from suitable cells. The vector is constructed using known techniques to obtain a transformed cell capable of in vivo expression of the  
15 therapeutic agent protein. The transformed cell is obtained by contacting a target cell with a RNA- or DNA-containing formulation permitting transfer and uptake of the RNA or DNA into the target cell. Such formulations include, for example, retroviruses, plasmids, liposomal  
20 formulations, or plasmids complexes with polycationic substances such as poly-L-lysine, DEAC-dextran and targeting ligands.

The present invention thus provides for the genetic alteration of cells as a method to transmit therapeutic or  
25 diagnostic agents to localized regions of the blood vessel for local or systemic purposes. The range of recombinant proteins which may be expressed in these cells is broad and varied. It includes gene transfer using vectors expressing such proteins as tPA for the treatment of thrombosis and  
30 restenosis, angiogenesis or growth factors for the purpose of revascularization, and vasoactive factors to alleviate vasoconstriction or vasospasm. This technique can also be



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extended to genetic treatment of inherited disorders, or acquired diseases, localized or systemic. The present invention may also be used to introduce normal cells to specific sites of cell loss, for example, to replace  
5 endothelium damaged during angioplasty or catheterization.

For example, in the treatment of ischemic diseases (thrombotic diseases), genetic material coding for tPA or modifications thereof, urokinase or streptokinase is used to transform the cells. In the treatment of ischemic organ  
10 (e.g., heart, kidney, bowel, liver, etc.) failure, genetic material coding for recollateralization agents, such as transforming growth factor  $\alpha$  (TGF- $\alpha$ ), transforming growth factor  $\beta$  (TGF- $\beta$ ), angiogenin, tumor necrosis factor  $\alpha$ , tumor necrosis factor  $\beta$ , acidic fibroblast growth factor or  
15 basic fibroblast growth factor can be used. In the treatment of vasomotor diseases, genetic material coding for vasodilators or vasoconstrictors may be used. These include atrial natriuretic factor, platelet-derived growth factor or endothelin. In the treatment of diabetes,  
20 genetic material coding for insulin may be used.

The present invention can also be used in the treatment of malignancies by placing the transformed cells in proximity to the malignancy. In this application, genetic material coding for diphtheria toxin, pertussis  
25 toxin, or cholera toxin may be used.

In one of its embodiments, the present invention provides for the therapy of malignancy by either stimulating an immune response against tumor cells or inhibiting tumor cell growth or metastasis by genetic  
30 modification in vivo. This approach differs from previous methods in which tumor cells are propagated, modified, and selected in vitro.

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In accordance with this embodiment, the present method is used to deliver a DNA sequence or an RNA sequence, including recombinant genes, to tumor cells in vivo with (1) retroviral or viral vectors as vehicles, (2) DNA or  
5 RNA/liposome complexes as vehicles, (3) chemical formulations containing the DNA or RNA sequence and coupled to a carrier molecule which facilitates delivery of the sequence to the targeted cells, or (4) by utilizing cell-mediated gene transfer to deliver genes to specific  
10 sites in vivo, e.g., by relying upon the use of vascular smooth muscle cells or endothelia cells which have been transduced in vitro as a vehicle to deliver the recombinant gene into the site of the tumor.

In an aspect of this embodiment, the present invention  
15 relies on the immune system to provide protection against cancer and play an important role as an adjuvant treatment for a malignancy. Immunotherapy has shown promise as an adjuvant approach to the treatment of malignancies. Both cytolytic T cells and lymphokines can facilitate tumor cell  
20 destruction, and strategies to enhance tumor regression by administration of cytokines or tumor infiltrating lymphocytes have shown efficacy in animal models and human trials. For example, it is known that lymphokine activated killer cells (LAK) and tumor infiltrating lymphocytes (TIL)  
25 can lyse neoplastic cells and produce partial or complete tumor rejection. Expression of cytokine genes in malignant cells has also enhanced tumor regression.

The present invention provides a novel gene transfer approach against tumors by the introduction of recombinant  
30 genes directly into tumor cells in vivo, where, by contrast, traditional gene transfer techniques have focused on modification of tumor cells in vitro followed by transfer of the modified cells. The prior art approaches

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are disadvantageous because they subject the cells to selection in different growth conditions from those which act in vivo, and because they also require that cell lines be established for each malignancy, thereby rendering  
5 adaptability to human disease considerably more difficult.

Genes which may be used with this embodiment include genes containing a DNA sequence (or the corresponding RNA sequence may be used) encoding an intracellular, secreted, or cell surface molecule which is exogenous to the patient  
10 and which (1) is immunogenic to the patient, (2) induces rejection, regression, or both, of the tumor, or (3) is toxic to the cells of the tumor.

The vectors containing the DNA sequence (or the corresponding RNA sequence) which may be used in accordance  
15 with the invention may be an eukaryotic expression vector containing the DNA or the RNA sequence of interest. Techniques for obtaining expression of exogenous DNA or RNA sequences in a host are known. See, for example, Korman et al, Proc. Nat. Acad. Sci. (USA), (1987) 84:2150-2154, which  
20 is hereby incorporated by reference.

This vector, as noted above, may be administered to the patient in a retroviral or other viral vector (i.e., a viral vector) vehicle, a DNA or RNA/liposome complex, or by utilizing cell-mediated gene transfer. Further, the  
25 vector, when present in non-viral form, may be administered as a DNA or RNA sequence-containing chemical formulation coupled to a carrier molecule which facilitates delivery to the host cell. Such carrier molecule would include an antibody specific to the cells to which the vector is being  
30 delivered or a molecule capable of interacting with a receptor associated with the target cells.

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Cell-mediated gene transfer may be used in accordance with the invention. In this mode, one relies upon the delivery of recombinant genes into living organisms by transfer of the genetic material into cells derived from the host and modification in cell culture, followed by the introduction of genetically altered cells into the host. An illustrative packaging cell line which may be used in accordance with this embodiment is described in Danos et al, Proc. Natl. Acad. Sci. (USA) (1988) 85:6460, which is hereby incorporated by reference.

The DNA or RNA sequence encoding the molecule used in accordance with the invention may be administered to the patient, which may be human or a non-human animal, either locally or systemically. The systemic administration is preferably carried out using the non-viral DNA or RNA chemical formulation coupled to a carrier molecule which facilitates delivery to the host cells. Any of the administrations may be performed by IV or IM injection or subcutaneous injection using any known means, or by the use of the catheter in accordance with the present invention.

The retroviral vector vehicles used in accordance with the present invention comprise a viral particle derived from a naturally-occurring retrovirus which has been genetically altered to render it replication defective and to express a recombinant gene of interest in accordance with the invention. Once the virus delivers its genetic material to a cell, it does not generate additional infectious virus but does introduce exogenous recombinant genes to the cell.

In other viral vectors, the virus particle used is derived from other naturally-occurring viruses which have been genetically altered to render them replication

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defective and to express recombinant genes. Such viral vectors may be derived from adenovirus, papillomavirus, herpesvirus, parvovirus, etc.

5 The sequences of the present invention may also be administered as DNA or RNA/liposome complex. Such complexes comprise a mixture of fat particles, lipids, which bind to genetic material, DNA or RNA, providing a hydrophobic coat, allowing genetic material to be delivered into cells. This formulation provides a non-viral vector  
10 for gene transfer. Liposomes used in accordance with the invention may comprise DOPE (dioleoyl phosphatidyl ethanol amine), CUDMEDA (N-(5cholestrum-3- $\beta$ -ol 3-urethanyl)-N', N'-dimethylethylene diamine).

15 As noted above, other non-viral vectors may also be used in accordance with the present invention. These include chemical formulations of DNA or RNA coupled to a carrier molecule (e.g., an antibody or a receptor ligand) which facilitates delivery to host cells for the purpose of altering the biologic properties of the host cells. The  
20 term "chemical formulations" used herein refers to modifications of nucleic acids to allow coupling of the nucleic acid compounds to a protein or lipid, or derivative thereof, carrier molecule. Such carrier molecules include antibodies specific to the host cells or receptor ligands,  
25 i.e., molecules able to interact with receptors associated with the host cells.

The molecules which may be used in accordance with this invention, include the following: (1) genes encoding immune stimulants, such as Class I histocompatibility  
30 genes, Class II histocompatibility genes, bacterial genes, including mycobacterial (PPD) genes and genes encoding heat shock proteins, viral glycoproteins encoding genes,

including vesicular stomatitis virus G protein, influenza hemagglutinin, and herpes virus glycoprotein  $\beta$ , minor histocompatibility antigens, foreign proteins, such as lysozyme or bovine serum albumin, and oncogenes, including  
5 EIA, P53 (mutants) and tax; (2) immune and growth stimulants/inhibitors, including inducers of differentiation, such as stimulants, including interleukin-2 (IL-2) IL-4, 3, 6 or 8, inhibitors/inducers of differentiation, such as TNF- $\alpha$  or  $\beta$ , TGF- $\beta$  (1, 2 or 3),  
10 IL-1, soluble growth factor receptors (PDGF, FGF receptors), recombinant antibodies to growth factors or receptors, analogs of growth factors (PDGF, FGF), interferons ( $\alpha$ ,  $\beta$  or  $\gamma$ ) and adhesion molecules; or (3)  
15 toxins or negative selectable markers, including thymidine kinase, diphtheria toxin, pertussis toxin or drug-sensitive proteins.

The DNA/RNA sequence is preferably obtained from a source of the same species as the patient, but this is not absolutely required, and the present invention provides for  
20 the use of DNA sequences obtained from a source of a species different from the patient in accordance with this embodiment. A preferred embodiment of the present invention, genes encoding immune stimulants and toxins or negative selectable markers, corresponding to (1) and (3)  
25 above, are preferably selected from a species different than the species to which the patient belongs. For immune and growth stimulants/inhibitors, corresponding to (2) above, in accordance with another preferred embodiment of the invention, one preferably employs a gene obtained from  
30 a species which is the same as the species of the patient.

In the use of the present invention in the treatment of AIDS, genetic material coding for soluble CD4 or derivatives thereof may be used. In the treatment of

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genetic diseases, for example, growth hormone deficiency, genetic material coding for the needed substance, for example, human growth hormone, is used. All of these genetic materials are readily available to one skilled in this art.

In another embodiment, the present invention provides a kit for treating a disease in a patient which contains a catheter and a solution which contains either an enzyme or a mild detergent, in which the catheter is adapted for insertion into a blood vessel and contains a main catheter body having a balloon element adapted to be inserted into said vessel and expansible against the walls of the blood vessel so as to hold the main catheter body in place in the blood vessel, and means carried by the main catheter body for delivering a solution into the blood vessel, and the solution which contains the enzyme or mild detergent is a physiologically acceptable solution. The solution may contain a proteolytic enzyme, such as dispase, trypsin, collagenase, papain, pepsin, or chymotrypsin. In addition to proteolytic enzymes, lipases may be used. As a mild detergent, the solution may contain NP-40, Triton X100, deoxycholate, SDS or the like.

Alternatively, the kit may contain a physiological acceptable solution which contains an agent such as heparin, poly-L-lysine, polybrene, dextran sulfate, a polycationic material, or bivalent antibodies. This solution may also contain vectors or cells (normal or transformed). In yet another embodiment the kit may contain a catheter and both a solution which contains an enzyme or mild detergent and a solution which contains an agent such as heparin, poly-L-lysine, polybrene, dextran sulfate, a polycationic material or bivalent antibody and which may optionally contain vectors or cells.

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The kit may contain a catheter with a single balloon and central distal perfusion port, together with acceptable solutions to allow introduction of cells in a specific organ or vectors into a capillary bed or cells in a specific organ or tissue perfused by this capillary bed.

Alternatively, the kit may contain a main catheter body which has two spaced balloon elements adapted to be inserted in a blood vessel with both being expansible against the walls of the blood vessel for providing a chamber in the blood vessel, and to hold the main catheter body in place. In this case, the means for delivering a solution into the chamber is situated in between the balloon elements. The kit may contain a catheter which possesses a plurality of port means for delivering the solution into the blood vessel.

Thus, the present invention represents a method for treating a disease in a patient by causing a cell attached onto the walls of a vessel or the cells of an organ perfused by this vessel in the patient to express an exogenous therapeutic agent protein, wherein the protein treats the disease or may be useful for diagnostic purposes. The present method may be used to treat diseases, such as an ischemic disease, a vasomotor disease, diabetes, a malignancy, AIDS or a genetic disease.

The present method may use exogenous therapeutic agent proteins, such as tPA and modifications thereof, urokinase, streptokinase, acidic fibroblast growth factor, basic fibroblast growth factor, tumor necrosis factor  $\alpha$ , tumor necrosis factor  $\beta$ , transforming growth factor  $\alpha$ , transforming growth factor  $\beta$ , atrial natriuretic factor, platelet-derived growth factor, endothelial, insulin, diphtheria toxin, pertussis toxin, cholera toxin, soluble



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CD4 and derivatives thereof, and growth hormone to treat diseases.

The present method may also use exogenous proteins of diagnostic value. For example, a marker protein, such as  
5  $\beta$ -galactosidase, may be used to monitor cell migration.

It is preferred, that the cells caused to express the exogenous therapeutic agent protein be endothelial cells.

Other features of the present invention will become apparent in the course of the following descriptions of  
10 exemplary embodiments which are given for illustration of the invention and are not intended to be limiting thereof.

The data reported below demonstrate the feasibility of endothelial cell transfer and gene transplantation; that endothelial cells may be stably implanted in situ on the  
15 arterial wall by catheterization and express a recombinant marker protein,  $\beta$ -galactosidase, in vivo.

Because atherogenesis in swine has similarities to humans, an inbred pig strain, the Yucatan minipig (Charles River Laboratories, Inc., Wilmington, MA), was chosen as an  
20 animal model (1). A primary endothelial cell line was established from the internal jugular vein of an 8 month-old female minipig. The endothelial cell identity of this line was confirmed in that the cells exhibited growth characteristics and morphology typical of porcine  
25 endothelium in tissue culture. Endothelial cells also express receptors for the acetylated form of low density lipoprotein (AcLDL), in contrast to fibroblasts and other mesenchymal cells (2). When analyzed for ACLDL receptor expression, greater than 99% of the cultured cells  
30 contained this receptor, as judged by fluorescent ACLDL

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uptake.

Two independent  $\beta$ -galactosidase-expressing endothelial lines were isolated following infection with a murine amphotropic  $\beta$ -galactosidase-transducing retroviral vector (BAG), which is replication-defective and contains both  $\beta$ -galactosidase and neomycin resistance genes (3). Cells containing this vector were selected for their ability to grow in the presence of G-418. Greater than 90% of selected cells synthesized  $\beta$ -galactosidase by histochemical staining. The endothelial nature of these genetically altered cells was also confirmed by analysis of fluorescent ACLDL uptake. Infection by BAG retrovirus was further verified by Southern blot analysis which revealed the presence of intact proviral DNA at approximately one copy per genome.

Endothelial cells derived from this inbred strain, being syngeneic, were applicable for study in more than one minipig, and were tested in nine different experimental subjects. Under general anesthesia, the femoral and iliac arteries were exposed, and a catheter was introduced into the vessel (Figure 1). Intimal tissues of the arterial wall were denuded mechanically by forceful passage of a partially inflated balloon catheter within the vessel. The artery was rinsed with heparinized saline and incubated with the neutral protease, dispase (50 U/ml), which removed any remaining luminal endothelial cells. Residual enzyme was rapidly inactivated by  $\alpha$ 2 globulin in plasma upon deflating the catheter balloons and allowing blood to flow through the vessel segment. The cultured endothelial cells which expressed  $\beta$ -galactosidase were introduced using a specially designed arterial catheter (USCI, Billerica, MA) that contained two balloons and a central instillation port (Figure 1).

When these balloons were inflated, a protected space was created within the artery into which cells were instilled through the central port 3 (Figure 1). These endothelial cells, which expressed  $\beta$ -galactosidase, were  
5 allowed to incubate for 30 minutes to facilitate their attachment to the denuded vessel. The catheter was then removed, the arterial branch ligated, and the incision closed.

Segments of the artery inoculated with  
10  $\beta$ -galactosidase- expressing endothelium were removed 2 to 4 weeks later. Gross examination of the arterial specimen after staining using the X-gal chromogen showed multiple areas of blue coloration, compared to an artery seeded with uninfected endothelium, indicative of  $\beta$ -galactosidase  
15 activity. Light microscopy documented  $\beta$ -galactosidase staining primarily in endothelial cells of the intima in experimentally seeded vessels.

In contrast, no evidence of similar staining was observed in control segments which had received endothelial  
20 cells containing no  $\beta$ -galactosidase.  $\beta$ -Galactosidase staining was occasionally evident in deeper intimal tissues, suggesting entrapment or migration of seeded endothelium within the previously injured vessel wall. Local thrombosis was observed in the first two experimental  
25 subjects. This complication was minimized in subsequent studies by administering acetylsalicylic acid prior to the endothelial cell transfer procedure and use of heparin anticoagulation at the time of inoculation. In instances  
30 of thrombus formation,  $\beta$ -galactosidase staining was seen in endothelial cells extending from the vessel wall to the surface of the thrombus.

A major concern of gene transplantation in vivo

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relates to the production of replication-competent retrovirus from genetically engineered cells. In these tests, this potential problem has been minimized through the use of a replication defective retrovirus. No helper  
5 virus was detectable among these lines after 20 passages in vitro. Although defective viruses were used because of their high rate of infectivity and their stable integration into the host cell genome (4), this approach to gene transfer is adaptable to other viral vectors.

10 A second concern involves the longevity of expression of recombinant genes in vivo. Endothelial cell expression of  $\beta$ -galactosidase appeared constant in vessels examined up to six weeks after introduction into the blood vessel in the present study.

15 These tests have demonstrated that genetically-altered endothelial cells can be introduced into the vascular wall of the Yucatan minipig by arterial catheterization. Thus, the present method can be used for the localized biochemical treatment of vascular disease using  
20 genetically-altered endothelium as a vector.

A major complication of current interventions for vascular disease, such as balloon angioplasty or insertion of a graft into a diseased vessel, is disruption of the atherosclerotic plaque and thrombus formation at sites of  
25 local tissue trauma (5). In part, this is mediated by endothelial cell injury (6). The present data show that genetically-altered endothelial cells can be introduced at the time of intervention to minimize local thrombosis.

This technique can also be used in other ischemic  
30 settings, including unstable angina or myocardial infarction. For instance, antithrombotic effects can be

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achieved by introducing cells expressing genes for tissue plasminogen activator or urokinase. This technology is also useful for the treatment of chronic tissue ischemia. For example, elaboration of angiogenic or growth factors  
5 (7) to stimulate the formation of collateral vessels to severely ischemic tissue, such as the myocardium. Finally, somatic gene replacement for systemic inherited diseases is feasible using modifications of this endothelial cell gene transfer technique.

10 Another aspect of the present invention relates a method for modulating the immune system of an animal by *in vivo* transformation of cells of the animal with a recombinant gene. The transformation may be carried out  
15 either in a non-site-specific or systemic manner or a site-specific manner. If the transformation is carried out in a systemic fashion or at sites other than those which confer specificity on the immune system, such as the thymus, then the immune system will be modulated to result in the animal  
20 being sensitized to the molecule for which the recombinant gene encodes. Alternatively, if the transformation is carried out in a site-specific manner and is localized to a site which determines the specificity of the immune system, e.g., the thymus, the immune system will be modulated to result in the animal being tolerized to the molecule  
25 encoded by the recombinant gene.

By the term sensitized, it is meant that the immune system exhibits a stronger response to the molecule encoded by the DNA after *in vivo* transformation as compared to before transformation. By the term tolerized, it is meant  
30 that the immune system displays a reduced response to the molecule encoded by the recombinant gene after transformation as compared to before transformation. Thus, one may modulate an immune system to provide either a

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resistance or a tolerance to the molecule encoded by the DNA.

Examples of molecules for which it may be desirable to provide a resistance to include: cell surface molecules, such as tumor antigens (carcinoembryonic antigen),  
5 protozoan antigens (pneumocystis), viral antigens (HIV gp120 and gp160, H. influenza antigen, and hepatitis B surface antigen), Lyme disease antigen, Bacterial antigens, and transplantation antigens (Class I or II), ras or other  
10 oncogenes, including erb-A or neu; cytoplasmic proteins, such as the raf oncogene, src oncogene, and abl oncogene; nuclear proteins, such as E1A oncogene, mutant p53 oncogene, tat, tax, rev, vpu, vpx, hepatitis core antigen, EBNA and viral genes; and secreted proteins, such as  
15 endotoxin, cholera toxin, TNF, and osteoclast activating factor.

Examples of molecules for which it may be desirable to provide a resistance to include: cell surface molecules, such as growth factor receptors, insulin receptors, thyroid  
20 hormone receptors, transplantation antigens (class I or II), blood group antigens, and LDL receptor; cytoplasmic proteins, such as cytochrome P450, galactosyl transferase, dystrophin, neomycin resistance gene, and bacterial heat shock protein; nuclear proteins, such as retinoblastoma and  
25 transdominant rev; and secreted proteins, such as growth hormone for dwarfs, insulin for diabetics, and adenosine deaminase.

It is to be understood that the nucleic acid, DNA, RNA, or derivative thereof, in the recombinant gene may be  
30 of any suitable origin. That is the nucleic acid may be isolated from a naturally occurring source or may be of synthetic origin.

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The recombinant gene may be introduced in the cells of the animal using any conventional vector. Such vectors include viral vectors, cationic lipids complexed to DNA or RNA (DNA or RNA/liposomes) and DNA or RNA complexes with polycations, such as DEAE, dextran, and polybrene.

As noted above the recombinant gene can be introduced into cells in a site-specific manner to confer resistance to the molecule encoded by the recombinant gene. Suitable sites include, e.g., endothelial cells or reticuloendothelial cells in the vasculature or any specific tissue or organ. The form of the preparation containing the vector and recombinant gene used in the transformation will depend on the specific tissue to be transformed. Suitable preparations for transforming endothelial cells are described elsewhere in this specification. In addition, preparations suitable for oral or other means of administration (e.g., endoscopic) may be used to provide mucosal resistance. Such preparation could include detergents, gelatins, capsules or other delivery vehicles to protect against degradation and enhance delivery to the mucosal surface, in addition to the vector and gene.

Alternatively, the recombinant gene may be introduced in a site specific fashion to a site which determines the specificity of the immune system. The thymus is such a site (see: A.M. Posselt et al, Science, vol. 249, p. 1292 (1990)). Thus, by introducing a recombinant gene site-specifically into the thymus, the immune system may be modulated to result in a tolerance to the molecule encoded by the gene. In this way, transplant rejection may be suppressed. The same preparations and techniques used to site-specifically transform tumors described above may be used to introduce the recombinant gene into the thymus.

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Specifically, the transformation preparation may be injected directed into the thymus or tumor or into the vascular supply of the thymus or tumor.

5 The present method may be practiced on any animal, such as chickens or mammals such as cows, horses, cats, dogs, monkeys, lemurs or humans.

When the recombinant gene is introduced using a liposome, it is preferred to first determine *in vitro* the optimal values for the DNA: lipid ratios and the absolute  
10 concentrations of DNA and lipid as a function of cell death and transformation efficiency for the particular type of cell to be transformed and to use these values in the *in vivo* transformation. The *in vitro* determination of these values can be easily carried out using the techniques  
15 described in the Experimental Section of this specification.

Another aspect of the present invention relates to a kit for the *in vivo* systemic introduction of a recombinant gene into cells of an animal. Such a kit would include  
20 approximately the optimal amount of a carrier, such as a lipid, and nucleic acid, and/or a means of delivery, e.g., an endoscope or a syringe. The kit may also contain instructions for the administration of the transforming preparation. The carrier and nucleic acid may be freeze  
25 dried and may be packaged separately or premixed. The kit may also contain a solution to optimally reconstitute the complexes of the carrier and the nucleic acid, which provide for efficient delivery to cells *in vivo*. Such a solution may contain one or more ingredients, such as  
30 buffers, sugars, salts, proteins, and detergents.

Having generally described the invention, a further



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understanding can be obtained by reference to certain specific examples which are provided herein for purposes of illustration only and are not intended to be limiting unless otherwise specified.

5    Experimental section:

A.   Analysis of AcLDL receptor expression in normal and  $\beta$ -galactosidase-transduced porcine endothelial cells.

Endothelial cell cultures derived from the Yucatan minipig, two sublines infected with BAG retrovirus or 3T3  
10   fibroblast controls were analyzed for expression of AcLDL receptor using fluorescent labelled AcLDL.

Endothelial cells were derived from external jugular veins using the neutral protease dispase (8). Excised vein segments were filled with dispase (50 U/ml in Hanks' balanced salt solution) and incubated at 30°C for 20  
15   minutes. Endothelium obtained by this means was maintained in medium 199 (GIBCO, Grand Island, N.Y.) supplemented with fetal calf serum (10%), 50  $\mu$ g/ml endothelial cell growth supplement (ECGS) and heparin (100  $\mu$ g/ml). These cells  
20   were infected with BAG retrovirus, and selected for resistance to G-418. Cell cultures were incubated with (1,1'-dioctadecyl3,3,3',3'-tetramethylindocarbocyanine perchlorate) (Dil) AcLDL (Biomedical Technologies, Stoughton, MA) (10  $\mu$ g/ml) for 4-6 hrs. at 37°C, followed by  
25   three rinses with phosphate- buffered saline containing 0.5% glutaraldehyde. Cells were visualized by phase contrast and fluorescent microscopy.

B.   Method of introduction of endothelial cells by catheterization.

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A double balloon catheter was used for instillation of endothelial cells. The catheter has a proximal and distal balloon, each 6 mm in length and 5 mm in width, with a 20 mm length between the balloons. The central section of the catheter has a 2 mm pore connected to an instillation port. Proximal and distal balloon inflation isolates a central space, allowing for instillation of infected cells through the port into a discrete segment of the vessel. For a schematic representation of cell introduction by catheter, see Figures 1 and 2.

Animal care was carried out in accordance with "Principles of Laboratory Animal Care" and "Guide for the Care and Use of Laboratory Animals" (NIH publication No. 80-23, Revised 1978). Female Yucatan minipigs (80-100 kg) were anesthetized with pentobarbital (20 mg/kg), intubated, and mechanically ventilated. These subjects underwent sterile surgical exposure of the iliac and femoral arteries. The distal femoral artery was punctured, and the double-balloon catheter was advanced by guidewire into the iliac artery. The external iliac artery was identified; the proximal balloon was partially inflated and passed proximally and distally so as to mechanically denude the endothelium. The catheter was then positioned with the central space located in the region of denuded endothelium, and both balloons were inflated. The denuded segment was irrigated with heparinized saline, and residual adherent cells were removed by instillation of dispase (20 U/ml) for 10 min. The denuded vessel was further irrigated with a heparin solution and the BAG-infected endothelial cells were instilled for 30 min. The balloon catheter was subsequently removed, and antegrade blood flow was restored. The vessel segments were excised 2 to 4 weeks later. A portion of the artery was placed in 0.5% glutaraldehyde for five minutes and stored in phosphate-

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buffered saline, and another portion was mounted in a paraffin block for sectioning. The presence of retroviral expressed  $\beta$ -galactosidase was determined by a standard histochemical technique (19).

5           C. Analysis of endothelial cells in vitro and in vivo.

$\beta$ -Galactosidase activity was documented by histochemical staining in (A) primary endothelial cells from the Yucatan minipig, (B) a subline derived by  
10 infection with the BAG retroviral vector, (C) a segment of normal control artery, (D) a segment of artery instilled with endothelium infected with the BAG retroviral vector, (E) microscopic cross-section of normal control artery, and (F) microscopic cross-section of artery instilled with  
15 endothelium infected with the BAG retroviral vector.

          Endothelial cells in tissue culture were fixed in 0.5% glutaraldehyde prior to histochemical staining. The enzymatic activity of the E. coli  $\beta$ -galactosidase protein was used to identify infected endothelial cells in vitro  
20 and in vivo. The  $\beta$ -galactosidase transducing Mo-MuLV vector (2), (BAG) was kindly provided by Dr. Constance Cepko. This vector used the wild type Mo-MuLV LTR as a promoter for the  $\beta$ -galactosidase gene. The simian virus 40 (SV-40) early promoter linked to the Tn5 neomycin  
25 resistance gene provides resistance to the drug G-418 and is inserted downstream of the  $\beta$ -galactosidase gene, providing a marker to select for retrovirus-containing,  $\beta$ -galactosidase expressing cells. This defective retrovirus was prepared from fibroblast  $\psi$  am cells (3,10),  
30 and maintained in Dulbecco's modified Eagle's medium (DMEM) and 10% calf serum. Cells were passaged twice weekly following trypsinization. The supernatant, with titers of

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10<sup>4</sup>-10<sup>5</sup>/ml G-418 resistant colonies, was added to endothelial cells at two-thirds confluence and incubated for 12 hours in DMEM with 10% calf serum at 37°C in 5% CO<sub>2</sub> in the presence of 8 µg/ml of polybrene. Viral  
5 supernatants were removed, and cells maintained in medium 199 with 10% fetal calf serum, ECGS (50 µg/ml), and endothelial cell conditioned medium (20%) for an additional 24 to 48 hours prior to selection in G-418 (0.7 pg/ml of a 50% racemic mixture). G-418 resistant cells were isolated  
10 and analyzed for β-galactosidase expression using a standard histochemical stain (9). Cells stably expressing the β-galactosidase enzyme were maintained in continuous culture for use as needed. Frozen aliquots were stored in liquid nitrogen.

15           D. Immunotherapy of Malignancy by In Vivo Gene Transfer.

A retroviral vector which the H-2K<sup>S</sup> gene was prepared. CT26 cells were infected with this vector in vitro, selected for G418 resistance, and analyzed by fluorescence  
20 activated cell sorting (FACS). Transduced CT26 cells showed a higher mean fluorescence intensity than uninfected CT26 cells or CT26 infected with different retroviral vectors. When 10<sup>6</sup> CT26 cells which express H-2K<sup>S</sup> were injected subcutaneously into BALB/c mice (H-2<sup>d</sup>) sensitized  
25 to this antigen, no tumors were observed over an 8-week period in contrast to the unmodified CT26 (H-2<sup>d</sup>) tumor line which routinely formed tumors at this dose. The immune response to H-2K<sup>S</sup> could therefore provide protection against CT26 cells bearing this antigen. When CT26 H-2K<sup>S</sup>  
30 and CT26 were co-inoculated, however, tumor growth was observed, suggesting that H-2K<sup>S</sup> conferred sensitivity only to modified cells.

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To determine whether protective effects could be achieved by introduction of H-2K<sup>B</sup> in growing CT26 tumors, the recombinant H-2K<sup>B</sup> reporter or a  $\beta$ -galactosidase gene was introduced into tumors either with a DNA/liposome or a retroviral vector. Tumor capsules (0.5-1 cm diameter) were exposed surgically and multiple needle injections (2-10) delivered to the parenchyma. With  $\beta$ -galactosidase reporter plasmids, recombinant gene expression could be readily detected after intra-tumor injection of DNA/liposome or retroviral vectors.

In mice which received intra-tumor injections of the H-2K<sup>B</sup> DNA/liposome complex or H-2K<sup>B</sup> retroviral vector, the recombinant DNA was detected by PCR in the tumor and occasionally in other tissues. When found in the other organs, no evidence of inflammation or organ toxicity was detected pathologically. An immune response to the recombinant H-2K<sup>B</sup> protein was evident in these animals, however. Lymphocytes derived from the H-2K<sup>B</sup>, but not  $\beta$ -galactosidase transduced tumors, demonstrated a cytolytic response to H-2K<sup>B</sup>, whether delivered by retroviral vectors or liposomes. More importantly, lymphocytes derived from the H-2K<sup>B</sup>, but not  $\beta$ -galactosidase transduced animals, recognized and lysed unmodified CT26 cells, indicating that this stimulation induced immune reactivity against genetically unmodified tumor cells.

To assess the protective effect of the immune response against H-2K<sup>B</sup>, tumor growth in vivo was quantitated. When animals received no prior sensitization to H-2K<sup>B</sup>, one of four tumors transduced with H-2K<sup>B</sup> showed attenuation of tumor growth which was not complete. In contrast, no anti-tumor effect was seen in unmodified (n=4) or  $\beta$ -galactosidase transduced controls (n=4). Because these tumors were large at the time of initial injection and

-44-

continued to grow as the primary immune response was generated, an attempt was made to optimize the anti-tumor response by pre-immunization of mice with irradiated CT26 H-2K<sup>S</sup> tumor cells, and by earlier and/or more frequent  
5 injections of vector. Tumors were transduced on days 12 and 32 by intra-tumor injection of H-2K<sup>S</sup> or  $\beta$ -galactosidase DNA/liposome vectors. Treatment with the H-2K<sup>S</sup> liposome complex improved survival and attenuated tumor growth, in contrast to  $\beta$ -galactosidase transduced tumors  
10 where there was no difference in growth rate compared to the uninjected controls. Complete tumor regression was achieved in two mice by increasing the number of injections and by delivery of H-2K<sup>S</sup> into tumors at an earlier stage. This treatment was protective, since control animals showed  
15 continued tumor growth and did not survive beyond 35 days.

#### E. Modulation of the Immune System.

The response to injection of cationic lipids and plasmids was determined after injection intravenously into BALB/c mice (6-12 weeks). In the first experiments, a gene  
20 encoding the H-2K<sup>S</sup> molecule was introduced by tail vein injection. Two to four weeks later, spleen cells were harvested and analyzed for their ability to mediate a cytolytic T cell response. When these cells were tested using <sup>51</sup>Cr target cells (CT26 cells expressing the H-2K<sup>S</sup>  
25 gene), significant cytolysis was observed which was not seen in animals injected with the control vector,  $\beta$ -galactosidase (See Figure 3). Up to 25% of target cells were lysed at effector: target ratios of 25:1.

In addition to this specific cytolytic T cell  
30 response, serologic or antibody responses to genes encoded by expression vector plasmids have been examined. When a plasmid encoding the gp160 molecule of HIV is injected, an

-45-

antibody response is elicited in treated mice. In contrast to control animals injected with cationic lipids containing  $\beta$ -galactosidase, mice injected with cationic lipids with gp 160 plasmid showed an antibody response to the gp160 and  
5 gp120 form of this molecule by Western blot analysis (See Figure 4). These results demonstrate that systemic administration of cationic lipid/DNA complexes can be used successfully to induce cell-mediated and antibody-mediated immunity against foreign pathogens.

10 F. Determination of Optimal Transfection Conditions.

(1) Plasmid Construction

A plasmid containing the E. coli lacZ gene under the control of the Rous Sarcoma Virus LTS (RSV- $\beta$ -gal) (Norton and Coffin, Mol. Cell. Biol., 5(2), 281-290, 1985) was used  
15 for transfection of porcine primary endothelial and HeLa cells. In addition, a plasmid containing the lacZ gene under the control of preproendothelin-1 5'-flanking DNA (-1410 to +83) (Wilson et al., Mol. Cell. Biol., 10(9), 4854-4862, 1990) was used for transfection of endothelial cells.  
20 For in vivo toxicity analysis, the RSV- $\beta$ -gal plasmid, and a plasmid derived from the PLJ vector containing the cDNA encoding an H-2K<sup>B</sup> mouse MHC class I gene were used.

(2) Cell Culture, Transfection Analysis, and Toxicity in Vitro

25 Primary endothelial cells, derived from the Yucatan minipig (YPE cells), were incubated with medium 199 (M199) supplemented with 10% FBS, 2mM l-glutamine, 50 U/ml penicillin, and 5  $\mu$ g/ml streptomycin. HeLa cells were maintained in Dulbeccos Modified Eagles Medium (DMEM)  
30 supplemented with 5% FBS, 2mM l-glutamine, 50 U/ml

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penicillin and 5  $\mu$ g/ml streptomycin. The DNA liposome mixture was prepared with lipid concentrations of DOPE/DC-Chol between 2.5 and 25  $\mu$ M added to 0.2 ml of serum-free media or Ringer's lactate solution in polystyrene tubes.

5 After mixing gently, the solution was allowed to stand at room temperature for 15-20 minutes. For transfection analysis, cells were grown in 60 mm tissue culture dishes at 75% confluency or greater. Cells were washed twice with serum-free media or lactated Ringers solution and then

10 placed in 0.5 mls of the same media. The DNA liposome solution (0.2 ml) was then added slowly to the cells, with gentle mixing, with a final volume of 0.7 ml. This resulted in DNA concentrations between .7 and 7  $\mu$ g/ml (13-130 nM), and lipid concentrations of 7-70  $\mu$ M. Transfection

15 was allowed to proceed for 1-5 hours, after which the cells were placed in media supplemented as described above. At 24-48 hours after transfection the enzymatic activity of the E. coli  $\beta$ -galactosidase protein was used to identify transfected cells by staining with the X-gal chromagen.

20 Toxicity in vitro was assessed by cytopathic effect or trypan blue exclusion.

### (3) Animal Studies

For intravenous injections, the DNA/liposomes were prepared as described for the in vitro transfection studies

25 in 0.2 ml of serum-free M199 or lactated-Ringers solution. After 15-20 min of incubation, the mixture was diluted to 0.7 ml and 0.1 to 0.2 ml of this dilution was then injected immediately into the tail vein of adult, female BALB/c

30 mice. Blood was collected before injection and 9-11 days following injection, and serum chemistries were examined. At 2-3 weeks following injection, the liver, kidney, lung, heart, and brain were extracted for histologic and PCR DNA amplification analysis as described previously. Intratumor



injection of CT26 cells (Fearon et al., Cell, 60, 397-403, 1990) and analysis were also performed according to the previous protocols.

#### (4) Results

5       The optimal conditions for transfection and toxicity of DNA/liposomes were initially determined in vitro. To obtain maximal transfection without toxicity in vitro, the ratio of DNA to cationic lipid, the absolute concentration of DNA or lipids, and the conditions for mixture of DNA and  
10       cationic lipids were studied. The cationic lipid preparation was a formulation of two compounds, which include dioleoyl phosphatidylethanolamine (DOPE) and cholesten-3- $\beta$ -ol 3-urethanyl-N', N' dimethylethylene diamine (DC-chol). The transfection efficiencies of this  
15       reagent were equal to or greater than those of Lipofectin® (BRL) in several cell lines in vitro. Endothelial cells, which are typically difficult to transfect, and HeLa cells, which can be transfected easily using a variety of techniques, were examined by transfection in vitro.

20       To determine the optimal conditions for transfection of endothelial cells, the lipid was initially used at different concentrations while the DNA concentration was held constant. Maximal transfection efficiency was seen using 0.7  $\mu$ g/ml DNA (13 nM) and 21  $\mu$ M of DOPE/DCChol  
25       lipid, with a sharp decline in the number of transfected cells with higher or lower lipid concentrations. Next, the DNA concentration was altered as the lipid concentration remained constant. This analysis revealed a similar sensitivity to DNA concentration, with the number of  
30       transfected cells decreasing significantly with increments of DNA concentration as low as 0.4  $\mu$ g/ml. These results indicate that the ratio of DNA to lipid is important for

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maximum transfection efficiency, and that the absolute concentration of each component is also important in determining the efficiency of transfection. An increase in DNA and lipid concentration beyond the optimal

5 concentration of 0.7  $\mu\text{g/ml}$  DNA (13 nM) and 21  $\mu\text{M}$  of DOPE/DC-Chol reduced the number of viable cells and did not increase the transfection efficiency of the remaining viable cells. Lipid concentrations greater than 35  $\mu\text{M}$  reduced the number of viable cells by 50% compared to the

10 untransfected control, whereas the optimal concentration of 0.7  $\mu\text{g/ml}$  DNA (13 nM) and 21  $\mu\text{M}$  of lipid had no effect on cell viability after 5 hours of incubation.

To compare the optimal concentrations of transfection in a different cell type, transfections were performed on

15 HeLa cells. In this case, a slightly different optimal ratio of DNA and lipid were observed. Peak transfection efficiencies were obtained at the same lipid concentration as endothelial cells (21  $\mu\text{g/ml}$ ) but varied less with small differences in DNA concentrations. DNA concentrations of

20 1.4-4.2  $\mu\text{g/ml}$  were equally effective. Again, when the ratio of DNA to lipid was maintained but the concentration of each was decreased three-fold, very few cells were transfected, illustrating that both the ratio of DNA to lipid and the absolute concentration of each component are

25 important in maximizing the number of transfected cells. If HeLa cells were transfected at >80% confluence or greater, there was no toxicity using up to 35  $\mu\text{M}$  of lipid. When cells were transfected at a lower saturation density, however, cell viability was reduced dramatically with as

30 little as 7  $\mu\text{M}$  of lipid compared to the untransfected control cells. These results demonstrate that the optimal conditions for transfection and toxicity may differ somewhat depending on the cell line.

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Another variable in the preparation of liposomes was the composition of the solution used to generate complexes of the cationic lipids with DNA. Among several media solutions analyzed, no substantial difference was noted in transfection efficiency or toxicity with M199, McCoys, 5 OptiMEM, or RPMI media. A significant improvement in transfection efficiency was observed, however, using standard Ringers lactate. The number of transfected cells increased more than 3-fold compared to the serum-free 10 medium, although prolonged incubation ( $\geq 2$  hours) resulted in a loss of cell viability in some cell types.

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U.S. patent application serial nos. 07/724,509, filed on June 28, 1991, and 07/331,366, filed on March 31, 1989, are incorporated herein by reference.

5 Obviously, numerous modifications and variations of the present invention are possible in light of the above-teachings. It is therefore to be understood that, within the scope of the appended claims, the invention may be practiced otherwise than as specifically described herein.

Claims

1. A kit for treating a disease in a patient in need thereof, comprising a catheter means and a solution which contains an enzyme or mild detergent, wherein:

5           (1) said catheter means is adapted for insertion into a blood vessel and comprises a main catheter body having means including a balloon element adapted to be inserted into said vessel and expansible against the walls of said vessel so as to hold said main catheter body in place in  
10 said vessel, and means carried by said main catheter body for delivering a solution into said blood vessel; and

          (ii) said solution is a physiologically acceptable solution.

2. The kit of Claim 1, wherein said solution  
15 contains, as said enzyme, at least one member selected from the group consisting of dispase, trypsin, collagenase, papain, pepsin, chymotrypsin, and lipases.

3. The kit of Claim 1, wherein said solution contains at least one member selected from the group consisting of  
20 NP-40, Triton X100, deoxycholate, and SDS.

4. The kit of Claim 1, wherein said main catheter body comprises means including two spaced balloon elements, adapted to be inserted in a blood vessel and both being expansible against the walls of the blood vessel, for  
25 providing a chamber in said blood vessel and so as to hold said main catheter body in place, and whereas said means for delivering a solution into said chamber is situated in between said balloon elements.

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5. The kit of Claim 1, wherein said means for delivering said solution into said blood vessel comprises a plurality of pore means.

6. A kit for treating a disease in a patient in need thereof, comprising a catheter means and a physiologically acceptable solution, wherein:

(i) said catheter means is adapted for insertion into a blood vessel and comprises a main catheter body having means including a balloon element, adapted to be inserted in said blood vessel and being expansible against the walls of said vessel so as to hold said main catheter body in place, and means carried by said main catheter body for delivering a solution into said blood vessel;

(ii) said physiologically acceptable solution comprises at least one member selected from the group consisting of heparin, poly-L-lysine, polybrene, dextran sulfate, a polycationic material, and bivalent antibodies.

7. The kit of Claim 6, wherein said physiologically acceptable solution further comprises DNA.

8. The kit of Claim 6, wherein said physiologically acceptable solution further comprises a growth factor.

9. A method for treating a disease in a patient in need thereof, comprising causing a cell attached onto the walls of a vessel or in an organ or tissue in said patient to express an exogenous therapeutic agent protein, wherein said protein treats said disease.

10. The method of Claim 9, wherein said disease is an



ischemic disease, a vasomotor disease, diabetes, a malignancy, AIDS or a genetic disease.

11. The method of Claim 9, wherein said disease is a systemic disease.

5           12. The method of Claim 9, wherein said exogenous therapeutic agent protein is one member selected from the group consisting of tPA and modifications thereof, urokinase, streptokinase, acidic fibroblast growth factor, basic fibroblast growth factor, tumor necrosis factor  $\alpha$ ,  
10 tumor necrosis factor  $\beta$ , transforming growth factor  $\alpha$ , transforming growth factor  $\beta$ , atrial natriuretic factor, platelet-derived growth factor, endothelial, insulin, diphtheria toxin, pertussis toxin, cholera toxin, soluble CD4 and derivatives thereof, and growth hormone.

15           13. The method of Claim 9, wherein said cell is selected from the group consisting of endothelial cells, vascular smooth muscle cells, fibroblasts, connective tissue cells, macrophages, monocytes, and parenchymal cells.

20           14. A method for treating a disease, comprising site-specifically instilling cells.

          15. The method of Claim 14, wherein said cells are transformed cells.

          16. The method of Claim 14, wherein said cells  
25 are normal cells.

          17. A method for treating a disease in a patient, comprising site-specifically transforming cells in vivo.

18. The kit of Claim 1, further comprising means for causing a cell attached onto the walls of a vessel or in an organ or tissue in said patient to express an exogenous therapeutic agent proteins, wherein said means comprises a formulation for the transfer and uptake of RNA or DNA into said cell attached onto the walls of a vessel or in an organ or tissue in said patient.

19. The kit of Claim 18, wherein said formulation comprises a retrovirus, a plasmid, a liposomal formulation, or a plasmid complex with a polycationic substance.

20. The kit of Claim 18, wherein said formulation is a liposomal formulation.

21. The method of Claim 17, wherein said disease is a malignancy associated with a tumor, and wherein said cells are transformed with a DNA sequence or an RNA sequence encoding an intracellular, secreted, or cell surface molecule which is (1) exogenous to said patient and which is (2a) immunogenic to said patient, (2b) induces rejection, regression, or both of said tumor, or (2c) toxic to the cells of said tumor.

22. The method of Claim 21, wherein said molecule is immunogenic to said patient.

23. The method of Claim 21, wherein said molecule induces rejection, regression, or both, of said tumor.

24. The method of Claim 23, wherein said molecule is a growth stimulant or inhibitor.

25. The method of Claim 23, wherein said molecule is an inducer of cellular differentiation.

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26. The method of Claim 21, wherein said molecule is toxic to the cells of said tumor.

27. The method of Claim 21, wherein said DNA or RNA sequence is obtained from a species which is the same as  
5 said patient.

28. The method of Claim 21, wherein said DNA or RNA sequence is obtained from a species different than the species of said patient.

29. The method of Claim 21, wherein said DNA or RNA  
10 sequence is administered locally to said patient in a viral vector.

30. The method of Claim 21, wherein said DNA or RNA sequence is administered locally to said patient as a DNA or RNA/liposome complex.

31. The method of Claim 21, wherein said DNA or RNA  
15 sequence is administered locally to said patient via a cell line.

32. The method of Claim 21, wherein said DNA or RNA  
20 sequence is administered to said patient systemically as a chemical formulation containing said DNA or RNA sequence coupled to a carrier molecule which facilitates delivery of said sequence to target cells in said patient.

33. The method of Claim 21, wherein said DNA or RNA  
25 sequence is one member selected from the group consisting of Class I histocompatibility genes, Class II histocompatibility genes, bacterial genes encoding peptides having immunostimulant properties, genes encoding viral glycoproteins having immunostimulant properties, genes

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40. The method of Claim 36, wherein said introducing is carried out to mucosal surfaces by oral administration or intraluminal administration of a composition comprising said recombinant gene.

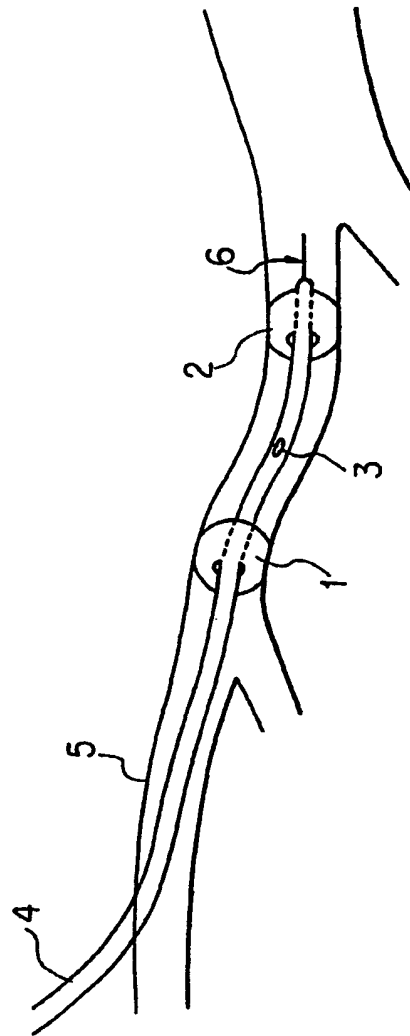


FIG.1

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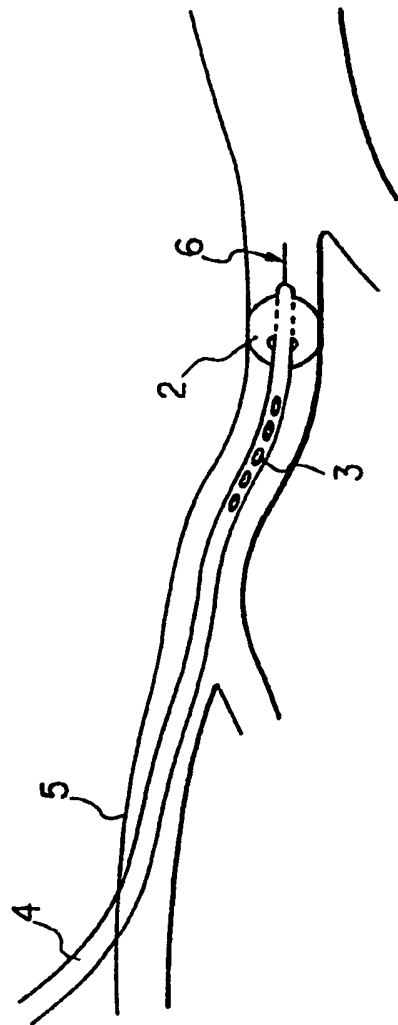
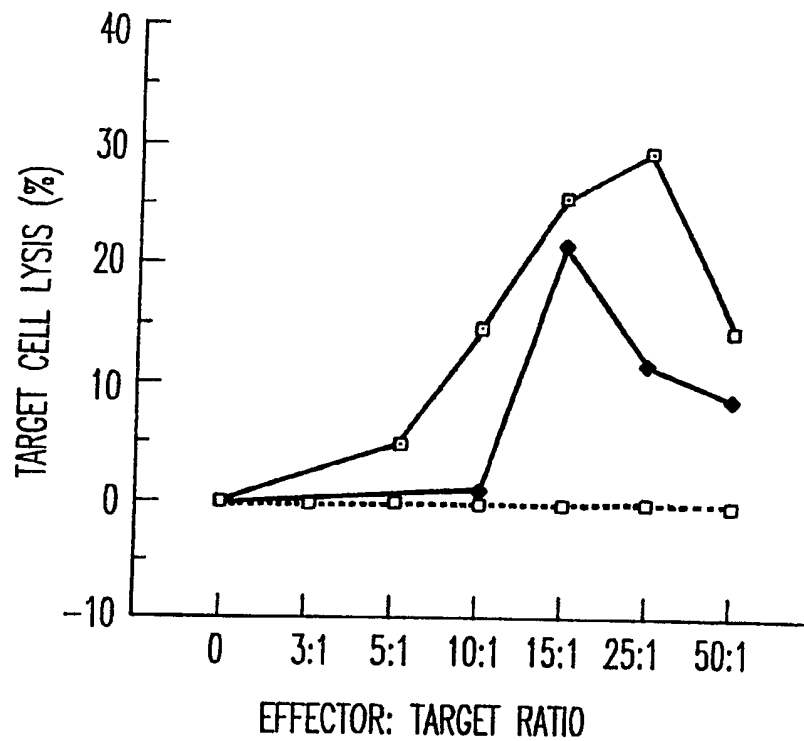


FIG.2

FIG. 2

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*FIG. 3*I.V. INJECTIONS

□ — SOLUTION C/H-2Ks

◆ — LIPOFECTIN / H-2Ks

□ - - - LIPOFECTIN / RSV-B-GAL

SUBSTITUTE SHEET

4/4

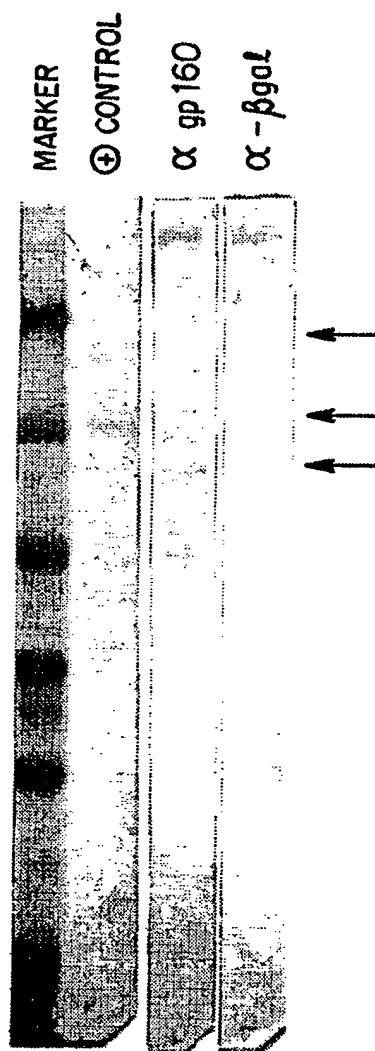


FIG. 4



**A. CLASSIFICATION OF SUBJECT MATTER**

IPC(5) :A61F 2/06; A61M 29/02; A61K 37/54, 37/02, 39/10, 39/106, 31/70

US CL :Please See Extra Sheet.

According to International Patent Classification (IPC) or to both national classification and IPC

**B. FIELDS SEARCHED**

Minimum documentation searched (classification system followed by classification symbols)

U.S. : 623/11; 604/101; 424/94.6, 94.63, 93B, 92, 450; 514/2, 12, 21, 44, 56; 935/62, 65, 54, 57

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

BIOSIS, MEDLINE, APS

**C. DOCUMENTS CONSIDERED TO BE RELEVANT**

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X Y	US, A, 4,824,436 (WOLINSKY) issued 25 April 1989, see the entire document.	<u>6</u> 7,8
X	US, A, 4,636,195 (WOLINSKY) issued 13 January 1987, see the entire document.	1-5
X	US, A, 4,353,888 (SEFTON) issued 12 October 1982, see the entire document.	9-14,16
X	US, A, 4,332,893 (ROSENBERG) issued 01 June 1982, see the entire document.	9-12, 14-16
X Y	Science, Volume 243, issued 13 January 1989, Zwiebel et al, "High-Level Recombinant Gene Expression in Rabbit Endothelial Cells Transduced by Retroviral Vectors", pages 220-222, see the entire document.	<u>9-15</u> 6-8
X	Science, Volume 244, issued 16 June 1989, Nabel et al, "Recombinant Gene Expression <u>in vivo</u> Within Endothelial Cells of the Arterial Wall", pages 1342-1344, see the entire document.	1-16

☒ Further documents are listed in the continuation of Box C.
 ☐ See patent family annex.

* Special categories of cited documents:	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"A" document defining the general state of the art which is not considered to be part of particular relevance	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"E" earlier document published on or after the international filing date	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Z" document member of the same patent family
"O" document referring to an oral disclosure, use, exhibition or other means	
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search

15 September 1992

Date of mailing of the international search report

30 SEP 1992

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## C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	Science, Volume 236, issued 08 May 1987, Selden et al, "Implantation of Genetically Engineered Fibroblasts into Mice: Implications for Gene Therapy", pages 714-718, see the entire document.	9-15
Y	Proc. Nat., Acad. Sci. USA, issued 16 November 1987, Felgner et al, "Lipofection: A highly efficient, lipid-mediated DNA-transfection procedure", pages 7413-7417, see the entire document.	18-20, 30
<del>X</del> Y	Science, Volume 244, issued June 1989, Wilson et al, "Implantation of Vascular Grafts Lined with Genetically Modified endothelial Cells", pages 1344-1346, see the entire document, especially page 1345, column 3-page 1346.	<u>9-11, 13-16</u> 12
<del>X</del> Y	Fed. Am. Soc. Exp. Biol. Journal, Volume 5, Number 4, issued April 1991, Broadley et al, "Transfection of Wounds <u>In Vivo</u> with Transforming Growth Factor- $\beta_1$ Accelerates Healing", page 539A, abstract 977, see the entire abstract.	<u>17</u> 12, 34
Y	Cancer Research, Volume 50, issued 15 August 1990, Ogura et al, "Implantation of Genetically Manipulated Fibroblasts into Mice as Antitumor $\alpha$ -Interferon Therapy", pages 5102-5106, see the entire document, especially the Discussion.	21, 26-29, 31, 34
<del>X</del> Y	EP, A, 273,085 (Myers) issued 06 July 1988, see the entire document, especially the paragraph bridging columns 2-3.	17, 21, 23, 26, 27, 32, <u>33, 34</u> 22, 24, 25, 28-31, 35

# INTERNATIONAL SEARCH REPORT

International application No.  
PCT/US92/05242

## A. CLASSIFICATION OF SUBJECT MATTER: US CL :

623/11; 604/101; 424/94.6, 94.63, 93B, 92, 450; 514/2, 12, 21, 44, 56; 935/62, 65, 54, 57